## NOT FOR PUBLICATION

## UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

FILED

JUN 2 8 2005

CATHY A. CATTERSON, CLERK U.S. COURT OF APPEALS

RANCHERS CATTLEMEN ACTION LEGAL FUND UNITED STOCKGROWERS OF AMERICA,

Plaintiff - Appellee,

v.

UNITED STATES DEPARTMENT OF AGRICULTURE, Animal and Plant Health Inspection Service; MIKE JOHANNS, in his capacity as the Secretary of Agriculture,

Defendants - Appellants.

No. 05-35264

DC No. CV 05-0006 RFC D Mont.

ORDER

The motion of 67 National, State, and Regional Consumer and Research Groups, Public Interest Organizations, Farm and Ranch Organizations, and Local and Private Organizations for leave to file an <u>amicus curiae</u> brief is granted and the proposed brief received by the Clerk concurrently with the filing of the motion is ordered filed.

BY ORDER OF THE COURT

CATHY A. CATTERSON Clerk of Court

R.,. \

Howard Hom Deputy Clerk